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 10 UNITED STATES DISTRICT COURT
 11 NORTHERN DISTRICT OF CALIFORNIA
 12 SAN FRANCISCO DIVISION

13 LYDIA PACHECO,) No. C07-3988 MHP
 Plaintiff,)
 14)
 v.) JOINT REQUEST TO BE EXEMPT FROM
 15) FORMAL ADR PROCESS
 16 UNITED STATES POSTAL SERVICE,)
 Defendants.)
 17 _____)

18
 19 Each of the undersigned certifies that he or she has read either the handbook entitled
 20 "Dispute Resolution Procedures in the Northern District of California," or the specified portions of
 21 the ADR Unit's Internet site <www.adr.cand.uscourts.gov>, discussed the available dispute
 22 resolution options provided by the court and private entities, and considered whether this case might
 23 benefit from any of them.

24 Here, the parties agree that referral to a formal ADR process will not be beneficial because
 25 this action is limited to Plaintiff's request that this Court award damages for lost mail. Defendant
 26 has filed a motion to dismiss for lack of subject matter jurisdiction. Given the substance of the
 27 action and the lack of any potential middle ground, ADR will only serve to multiply the proceedings
 28 and unnecessarily tax court resources. Accordingly, pursuant to ADR L.R. 3-3(c), the parties

RE-NOTICE OF MOTION
 C 07-3988 MHP

1 request the case be removed from the ADR Multi-Option Program and that they be excused from
2 participating in the ADR phone conference and any further formal ADR process.

4 Dated: October 16, 2007

Respectfully submitted,

5 SCOTT N. SCHOOLS
6 United States Attorney

7 /s/
8 MELANIE L. PROCTOR¹
9 Assistant United States Attorney
Attorneys for Defendants

10 Dated: October 15, 2007

11 /s/
12 LYDIA PACHECO
Pro Se

13 **ORDER**

14 Pursuant to stipulation, IT IS SO ORDERED.

15 Date: 10/17/2007



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28 ¹I, Melanie L. Proctor, hereby attest that I have on file all holograph signatures for any
signatures indicated by a "conformed" signature (/S/) within this efiled document.